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PATENT

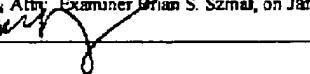
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of                                  )  
Burbank et al.                                          )  
For: ELECTROSURGICAL BIOPSY DEVICE                    )  
AND METHOD                                                )  
                                                              )  
Serial No.: 10/650,027                                )  
                                                              )  
Filed: August 27, 2003                                )  
                                                              )  
Atty. Docket No.: SENOP-00302                        )

AMENDMENT AND RESPONSE  
TO OFFICE ACTION  
MAILED 06/03/2008

CERTIFICATE OF TRANSMISSION PURSUANT TO 37 C.F.R. §1.8

I hereby certify that this correspondence is being transmitted by facsimile (571) 273-8300 addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Attn: Examiner Brian S. Szmal, on January 22, 2009, in San Francisco, CA.

By: 

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed June 3, 2008, please amend the above-identified application as follows